

LEGISLATURE OF NEBRASKA  
NINETY-EIGHTH LEGISLATURE  
FIRST SESSION

**LEGISLATIVE BILL 427**

Introduced by Quandahl, 31

Read first time January 15, 2003

Committee: Judiciary

A BILL

1 FOR AN ACT relating to the Nebraska Criminal Code; to amend  
2 sections 28-603 and 28-604, Reissue Revised Statutes of  
3 Nebraska; to change provisions relating to forgery and  
4 possession of a forged instrument; and to repeal the  
5 original sections.  
6 Be it enacted by the people of the State of Nebraska,

1                   Section 1.    Section 28-603, Reissue Revised Statutes of  
2 Nebraska, is amended to read:

3                   28-603. (1) Whoever, with intent to deceive or harm,  
4 falsely makes, completes, endorses, alters, or utters any written  
5 instrument which is or purports to be, or which is calculated to  
6 become or to represent if completed, a written instrument which  
7 does or may evidence, create, transfer, terminate, or otherwise  
8 affect a legal right, interest, obligation, or status, commits  
9 forgery in the second degree.

10                  (2) Forgery in the second degree is a Class III felony  
11 when the face value, or purported face value, or the amount of any  
12 proceeds wrongfully procured or intended to be procured by the use  
13 of such instrument, is ~~three hundred~~ one thousand dollars or more.

14                  (3) Forgery in the second degree is a Class IV felony  
15 when the face value or amount of proceeds exceeds ~~seventy-five~~  
16 three hundred dollars but is less than ~~three hundred~~ one thousand  
17 dollars.

18                  (4) Forgery in the second degree is a Class I misdemeanor  
19 when the face value or amount of proceeds is ~~seventy-five~~ three  
20 hundred dollars or less.

21                   Sec. 2.    Section 28-604, Reissue Revised Statutes of  
22 Nebraska, is amended to read:

23                   28-604. (1) Whoever, with knowledge that it is forged  
24 and with intent to deceive or harm, possesses any forged instrument  
25 covered by section 28-602 or 28-603 commits criminal possession of  
26 a forged instrument.

27                   (2) Criminal possession of a forged instrument prohibited  
28 by section 28-602 is a Class IV felony.

1                   (3) Criminal possession of a forged instrument prohibited  
2 by section 28-603, the amount or value of which is ~~three hundred~~  
3 one thousand dollars or more, is a Class IV felony.

4                   (4) Criminal possession of a forged instrument prohibited  
5 by section 28-603, the amount or value of which is more than  
6 ~~seventy-five~~ three hundred dollars but less than ~~three hundred one~~  
7 thousand dollars, is a Class I misdemeanor.

8                   (5) Criminal possession of a forged instrument prohibited  
9 by section 28-603, the amount or value of which is ~~seventy-five~~  
10 three hundred dollars or less, is a Class II misdemeanor.

11                   Sec. 3.     Original sections 28-603 and 28-604, Reissue  
12 Revised Statutes of Nebraska, are repealed.